THEYSO MI

MAY & DUNNE

JOSEPH E. DUNNE III COLBY M. MAY

'ALSO ADMITTED IN VIRGINIA

CHARTERED ATTORNEYS AT LAW

OMAS JEFFERSON STREET, N.W.

HINGTON, D.C. 20007

(202) 296-6345

HAND DELIVER

RECEIVED

RICHARD G GAY

OF COUNSEL

TELECOPIER No.

Donna R. Searcy

September 30, 1991

Secretary

Federal Communications Commission

Washington, D.C. 20554

SEP 3 0 1991 Federal Communications Commission Office of the Secretary

RE: Amendment to Application of Logos Broadcasting Corporation for a New Noncommercial FM Station on

Channel 2075, to Serve San Luis Obispo, California

(BPED-910219MJ)

Dear Ms. Searcy:

Transmitted herewith in triplicate on behalf of Logos Broadcasting Corporation is an amendment to the above-referenced application.

Should any questions arise concerning this matter, kindly contact the undersigned directly.

Respectfully submitted,

NAY & DUNNE, CHARTERED

Dunne III ttorney for Logos

Broadcasting Corporation

JED: jr fAl7

xc: Logos Public File

Dan Lemburg

Approved by OMB 3060-0034 Expires 4/30/92

S e e Page 2 3 for information regarding public burden estimation

APPLICATION FOR CONSTRUCTION PERMIT FOR NONCOMMERCIAL EDUCATIONAL BROADCAST STATION

(Carefully read instructions before filing form) Return only form to FCC

	For Commission Use Only	1 31
Section 1 - GENERAL INFORMATION RECEIVED	File No.	12.3
7. Name of Applicant	Send notices and communications to the following po	erson
Logos Broadcasting Corpor SEPon 0 1991	at the address below:	
Federal Communications Commis Office of the Secretary	Joseph E. Dunne III	
Street Address or P.O. Box 480 Los Osos Valley Road	Street Address or P.O. Box 1000 Thomas Jefferson St., N.W., Sui	te 520
City State ZIP Code San Luis Obispo CA 93401	5 5,	ZIP Code 20007
Te'ephone No. Ilnclude Area Codel (805) 528-22 13	Telephone No. (Include Area Code) (202) 298-6345	
2. This application is for:	□	
(a) Channel No. or Frequency	City	Sate
207B (b) Prii		CA
c MINOR change in licensed facilities; call sign: MAJOR modification of constructron permit; call sign File No. of construction permit: c MINOR modification of construction permit; call sign	gn:	
File No. of construction permit:	4044	
X AMENDMENT to pending application; application file	nunber: * BPED-91021	9мЈ
NOTE: It is not necessary to use this form to amend a presubmit only Section I and those other portions of the form		
3. Is this application mutually exclusive with a renewal application	tion?	V XI)& ,
Call letters	Community of License	
If Yes, state: City	State	

SECTION VI - EQUAL EMPLOYMENT OPPORTUNITY PROGRAM

1. Does the applicant propose to employ five or more full-tme employees?	Yes X No
If Yes, the applicant must include an EEO program called for in the separate Broadcast Equal Employment Opportunity Program Report (FCC 396-A).	

SECTION VII - CERTIFICATION

Yes --- N o 1. Was or will the applicant comply with the public notice requirements Of 47 CF.R. Section 73,3580?

DNA - Minor Change

The APPLICANT hereby waives any claim to the use of any particular frequency as against the regulatory power of the united Stales because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application. ISee Section 304 of the Communications Act of 1934, as amended. 1

The APPLICANT acknowledges that all the statements made in this application and attached exhibits are considered material representations, and that all exhibits are a material part hereof and Incorporated herein.

The APPLICANT represents that this application is not filed for the purpose of moeding obstructing, or delaying determination on any other application with which it may be in conflict.

In accordance with 47 C.F.R. Section 1.65, the APPLICANT has a continuing obligation to advise the Commission, through amendments, Of any substantial and significant changes in information furnished.

> WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND IMPRISONMENT. U.S. CODE, TITLE 16, SECTION 1001.

Identify that the Statements in this application are, true and correct to the best of my knowledge and belief, and are made in good faith.

Name o f Applicant	Title	
Logos Broadcasting Corporation	President	
Signature Wan Menling	Sept 27,	1991

FCC NOTICE TO INDIVIDUALS REQUIRED BY THE PKNACY ACT

AND THE PAPERWORK REDUCTION ACT

The solicitation of personal information requested in this application is authorized by the Communications. According to 3.4. as amended, The principal curpose for which the information will be used is to determine if the benefit requested is consistent with the public interest. The staff, consisting variously of attorneys, analysts, engineers and applications examiners, will use the information to determine whether the application should be granted, denied, dismissed, or designated for hexing. If al' the information is not provided, the application may be returned without action having been taken upon it or its processing may be delayed while a request is made to provide tha missing information. Accordingly, every effort should be made to provide all necessary information. Your response is required to obtain the requested authority.

Public reporting burden for this collection of information is estimated to vary from 76 to 80 hours with a niaverage of 7.8 hours 04 minutes p a response, including the line for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Comments regarding this burden estimate or aliny other alsipied to fit is collection of information, including suggestions for reducing the burden, c. a. n be sent to the Field erral Communications Commission. Office of Managing Director, Washington, D.C. 20554, and to the Office of Management and Budget, Paperwork Reduction Project (3060-0034), Washington, D.C. 20503.

THE FOREGOING NOTICE IS REQUIRED. BY THE PRIVACY ACT OF 1974, P.L. 93-579, DECEMBER 31, 1974, 5 U.S.C. 552a(a)(3), AND THE PAPERWORK REDUCTION ACT OF 1980, P.L. 96-511, DECEMBER 11, 1980, 44 U.S.C. 3507.

SECTION V-B &
ASSOCIATED EXHIBITS

0	V D = FM D	ROADCAST ENG	NINEEDING DAT	· A	F O F		SION USE ONY		
Section	V - B ■ FM B	ROADCAST ENG	SINEERING DAI	А		Referral lerred by	Date		_
		roadcasting (9MJ except w							
Call letters <i>lif</i>	issuedl		Is this applica	ation b	eing filed	in respons	e to a window?	Yes	Νο
			If Yes, specify	y closi	ng date:				
urpose of App	lication: lchec	k appropriate boxí	es / /						
X Constru	ct a new (mair	n) facility			Construct	a new a	uxiliary facility		
Modify	existing constr	uction permit for	main facility		Modify ex	xisting con	struction permi	t for auxiliary facil	lity
Modify	licensed main	facility			Modify lic	censed aux	kiliary facility		
purpose is to	modify, indica	te below the natu	re of change(s) a	nd spe	ecify the f	ile number(s) of the autho	orizations affected.	
Antenna	a supporting-str	ucture height		ΕI	Effective	radiated	power		
X Antenna	a height above	average terrain			Frequency	′			
Antenna	a location			c I	Class				
☐ Main	Studio location				Other	(Summarize)	orief ly)		
File Number(:	BPED-91 s)	0219MJ							
Channel No.		Principal co	ommunity to be se	rved:				check onlyoneboxbelo	2 0 /
	City		County			State	A	В1	BnC
207	San Luis	Obispo	San Luis	Obis	spo	CA	C2	C1 C [D
(b) Geographi	ddress, city, cou	s (to nearest seco	nd). If mounted o	on elen	nent of an	AM array	, specify coording	arest town or landr nates of center of rwise, North Latitud	array.
Latitude _N 3	0	.01	.,	Long	tude $_{W}$	100	0	1 7	"
Latitude N 3	<u> </u>	21	37		W	120	39	17	
3. Is the suppo	-	the same as that						☐ ‡∭ · []	KCE
application(s)		KCDV.	_TT() KCCTT/	H IVI					* ** L
		KSBY- or file number(s) or			1////////	rm/C.p	`, KKOB(111	., KDDB(FH)	

Latitude	Э	0	,	,,	Longitude	0		,		"
If Ye	es, give d	been notified of the late and office where if available.			n as an Exhibit a	a copy of FA	Ą		Yes	
Date			Office who	ere filed						
i. List runw	_	areas within 8 km	of antenna site		ance and bearing	from structu			nt of the grees Tru	
(a)										
(b)										
7. (a) E	levation:	!to the nearest ● ete	rl							
((1) of site	above mean sea le	√el;					7 4 5		meters
(. ,	top of supporling senances, and lighting,		ground (includ	ding antenna, all	other		1 4 0		meters
((3) of the	top of supporting	structure abov	re mean sea	level [(a)(1) + (a	X2)]		8 8 5		meters
(b)	Height o	of radiation center:	(to the nearest	eterl H = H	lorizontal; V = V	ertical				
((1) above	ground						5 3		meters (H
								5 3		meters (\
((2) above	mean sea level	(aX 1) + (bX 1)	1				7 9 9		meters (F
								799		meters (\
((3) above	average terrain						4 6 6		meters (H
								4 6 6		meters (\
in C	Question 7	Exhibit sketch(es) of 7 above, except item is and orientations of	7(b)(3). If mo	unted on an A	M directional-arra	ay element,			Exhibit E-1	No.
		ated Power: le horizontal plane				4 . 4	kw (H*)	4 . 4		kw (VW)
(b)	ls beam ti	ilt proposed?								
		pecify maxmum ERF		of the tilted	beam, and attacl	h as an Exhil	oit a vertic	:al	Exhibit	No.
	OLOVATION O	l plot of radiated fie	Ia.						1	1

10.	Is a directional antenna proposed?	
	If Yes, attach as an Exhibit a statement with all data specified in 47 C.F.R. Section 73.3 16, including plot(s) and tabulations of horizontally and vertically polarized radiated components in terms of relative field.	Exhibit No.
11.	Will the main studio be located within the 70 dBu or 3.16 mV/m contour?	
	If No, attach as an Exhibit justification pursuant to 47 C.F.R. Section 73.1 125.	Exhibit No.
12.	Are there: (a) within 60 meters of the proposed antenna, any proposed or authorized FM or TV transmitters, or any nonbroadcast lexcept citizens band or emateur) radio stations; or (b) within the blanketing contour, any established commercial or government receiving stations, cable head-end facilities, or populated areas; or (c) within ten (10) kilometers of the proposed antenna, any proposed or authorized FM or TV transmitters which may produce receiver-induced intermodulation interference?	
	If Yes, attach as an Exhibit a description of any expected, undesired effects of operations and remedial steps to be pursued if necessary, and a statement accepting full responsibility for the elimination of any objectionable interference (including that caused by receiver-induced or other types of modulation) to facilities in existence or authorized or to radio receivers in use prior to grant of this application. (See 47 C. F. R. Sections 73.315(b), 73.316(d) and 73.318.)	Exhibit No.
13.	Attach as an Exhibit a 7.5 minute series U.S. Geological Survey topographic quadrangle map that shows clearly, legibly, and accuratety, the location of the proposed transmitting antenna. This map must comply with the requirements set forth in Instruction D for Section V. Further, the map must clearly and legibly display the original printed contour lines and data as well as latitude and longitude markings, and must bear a scale of distance in kilometers.	Exhibit No.
14.	Attach as an Exhibit <i>lname</i> the <i>source1</i> a map which shows clearly, <i>legibly</i> , and accuratety, and with the original <i>printed</i> latitude and longitude markings and a scale of distance in kilometers:	Exhibit No.
	(a) the proposed transmitter location, and the radials along with profile graphs have been prepared;	
	(b) the 1 mV/m predicted contour and, for noncommercial educational applicants applying on a commercial channel, the 3.16 mV/m contour; and	
	(c) the legal boundaries of the principal community to be served.	
15.	Specify area in square kilometers (1 sq. mi. = 2.59 sq. km.) and population (latest census) within the predicted 1 mV/m contour.	
	Area sq. km. Population	
16.	Attach as an Exhibit a map /Sectional Aeronautical charts • here obtainable/Showing the present and proposed 1 mV/m (60 dbu) contours.	Exhibit No.
	Enter the following from Exhibit above: Gain Area Loss Area sq. mi.	
	Percent change (gain area plus loss area as percentage of present area)	

17.	For	an	application	invoking	an	auxiliary	facility	only,	attach	as ar	n Exhibit	a map		Aeronautica
	Chart	or	equivalent1 that	shows	elear	ly, legibly,	and ac	curate	ly, and	with	latitude	and	longitude	markings
	and	a s	scale of dista	ance in k	ilom	eters:								

Ex	hib	it	Nο.

(a)	the	proposed	auxiliary	1	mV/m	contour	and
-----	-----	----------	-----------	---	------	---------	-----

b) the	1 mV/m	contour	of th	e licens	sed	main	facility	for	which	the	applied-for	facility	will	be	auxil	iary.
Also	specify	the f	ile n	unber	o f	the	licen	se.	See	47	C.F.R.	Section	73	.16	75.	(File
No.:																

18. Terra	ain and	coverage	data	(to be calculated	i	n	accordance	ith	4 7	С.	F . R .	Section	7 3	. 3 1	3 1
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Source of terrain data:	(checkoniyo n e b o x below)			
Linearly interpolated	30-second database	С	I	7.5 minute topographic ma
(Source:				_

Y I	Other <i>(brieflysummarize)</i>	On	fil_	KGBV-TW
KZ I	O LII O I (D) (e) (y 3 d m m m) (2 d f	OII	TTT	KDDI I V

	Height of radiation center above	Predicted Distances
Radial bearing	average elevation of radial from	to the 1 mV/m contour
	3 to 16 km	
(degrees True)	(meters)	(kilometers)
0	432	50. 1
45	423	49. 7
9 0	373	47. 0
135	167	33. 2
180	687	62. 0
225	638	60. 2
270	632	60. 0
315	371	46. 9

Allocation Studies (See Subpart Cof 47 C.F.R. Part 73)

19. Is the proposed antenna location within 320 kilometers (199 miles) of the common border between the United States and Mexico?

If Yes, attach as an Exhibit a showing of compliance with all provisions of the Agreement between the United States of America and the United Mexican Slates concerning Frequency Modulation Broadcasting in the 88 to 108 MHz band.

Exhibit No.

0. Is the proposed antenna location within 320 kilometers of the common border between the Unite States and Canada?	d □ \$M• □ \$
If Yes, attach as an Exhibit a showing of compliance with all provisions of the Working Agreement for Allocation of FM Broadcasting Stations on Channels 201-300 under The Canada-United States F Agreement of 1947.	
1. If the proposed operation is for a channel in the range from channel 20 1 through 220 (88.1 through 91.9 MHz), or if this proposed operation is for a class D station in the range from Channel 22 through 300 (92.1 through 107.9 MHz), attach as an Exhibit a complete allocation study to establish the lack of prohibited overlap of contours with other U.S. stations. The allocation study should include the following:	1e
 (a) The normally protected interference-free and the interfering contours for the proposed operation along all azimuths. (b) Complete normally protected interference-free contours of all other proposals and existing station to which objectionable interference would be caused. (c) Interfering contours over pertinent arcs of all other proposals and existing stations from which objectionable interference would be received. (d) Normally protected and interfering contours over pertinent arcs, of all other proposals and existing stations, which require study to show the absence of objectionable interference. (e) Plot of the transmitter location of each station or proposal requiring investigation, with identifying calletters, file numbers and operating or proposed facilities. (f) When necessary to show more detail, an additional allocation study will be attached utilizing a many with a larger scale to clearly show interference or absence thereof. (g) A scale of kilometers and properly labeled longitude and latitude lines, shown across the entire Exhibit(s). Sufficient lines should be shown so that the location of the sites may be verified. (h) The name of the map(s) used in the Exhibit(s). 	s ch g II p
 With regard to any stations separated by 53 or 54 channels (10.6 or 10.8 MHz) attach as an Exhibit information required in 1/(separation requirements involving intermediate frequency (i.f.) interference). 	it Exhibit No.
3.(a) Is the proposed operation on Channel 218, 219, or 220?	
(b) If the answer to (a) is yes, does the proposed operation satisfy the requirements of 47 CF. Section 73.207?	a. 🛘 ⊅∭• 🗖 🦫
(c) If the answer to (b) is yes, attach as an Exhibit information required in 1/ regarding separation requirements with respect to stations on Channels 221, 222 and 223.	Exhibit No.
(d) If the answer to (b) is no, attach as an Exhibit a statement describing the short spacing(s) and how or they arose.	it Exhibit No.

1/ A showing that the proposed operation meets the minimum distance separation requirements. Include existing stations, proposed stations, and cities which appear in the Table of Allotments; the location and geographic coordinates of each antenna, proposed anrenna or reference point, as appropriate; and distance to each from proposed antenna location.

(e) If authorization pursuant to 47 C.F.R. Section 73.2 15 is requested, attach as an Exhibit a complete engineering study to establish the lack of prohibited overlap of contours involving affected stations. The engineering study must include the following:

Exhibit No.

- (1) Protected and interfering contours, in all directions (360°), for the proposed operation.
- (2) Protected and interfering contours, over pertinent arcs, of all short-spaced assignments, applications and allotments, including a plot showing each transmitter location, with identifying call letters or file numbers, and indication of whether facility is operating or proposed. For vacant allotments, use the reference coordinates as transmitter location.
- (3) When necessary to show more detail, an additional allocation study utilizing a map with a larger scale to clearly show prohibited overlap will not occur.
- (4) A scale of kilometers and property labeled longitude and latitude lines, shown across the entire exhibit(s). Sufficient lines should be shown so that the location of the sites may be verified.
- (5) The official title(s) of the map(s) used in the exhibits(s).
- 24. Is the proposed station for a channel in the range from Channel 201 to 220 (88.1 through 91.9 MHz) and the proposed antenna location within the distance to an affected TV Channel 6 station(s) as defined in 47 C.F.R. Section 73.525?

If Yes, attach as an Exhibit either a TV Channel 6 agreement letter dated and signed by both parties or a map and an engineering statement with calculations demonstrating compliance with 47 C.F.R. Section 73.525 for each affected TV Channel 6 station.



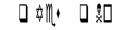
25. Is the proposed station for a channel in the range from Channel 221 to 300 (92.1-107.9 MHz)?



If Yes, attach as an Exhibit information required in 1/. IExcept for Class Disecondary) proposals. 1

Exhibit No.

Would a Commission grant of this application come within Section 1.1307 of the FCC Rules, such that it may have a significant environmental impact?



If you answer Yes, submit as an Exhibit an Environmental Assessment required by Section 1.13 11.



If No, explain briefly why not.

CERTIFICATION

I certify that I have prepared this Section of this application on behalf of the applicant, and that after such preparation, I have examined the foregoing and found it to be accurate and true to the best of my knowledge and belief.

Name (Typed o r Printed) Richard L. Kennedy	Relationship to Applicant le.g., Consulting Engineer l Engineering Consultant
Signature Suchoul Kenney	Address (Include ZIP Code) R L Kennedy & Associates P 0 Box 141 Waynesville, NC 28786
Date 27 September 1991	Telephone No. (Include Area Code) (704) 648-3283

Communications Engineering Consultants

ENGINEERING STATEMENT IN SUPPORT OF AN

AMENDMENT TO AN APPLICATION TO CONSTRUCT A

NONCOMMERCIAL EDUCATIONAL FM BROADCAST STATION

FILE #BPED-910219MJ

CHANNEL 207B, 89.3 MHZ

SAN LUIS OBISPO, CA

by

LOGOS BROADCASTING CORPORATION

Logos Broadcasting Corp Page 1

Communications Engineering Consultants

ENGINEERING STATEMENT

Background

Logos Broadcasting Corporation (Logos) has an application pending before the Federal Communications Commission for permission to construct a Non-commercial educational FM broadcast facility (File #BPED-910219MJ). The applicant has been informed by the management of KSBY-TV that the space 87 meters AGL on its antenna tower previously offered to Logos for its antenna is no longer available. As an alternative, KSBY-TV has indicated availability of space 175 feet (53 meters) AGL on the same tower (copy of letter attached).

By the instant amendment, Logos is changing the proposed height above average terrain (HAAT) to 466 meters and the effective radiated power (ERP) to 4.4 kW both horizontally and vertically polarized in order to reflect the new conditions. The transmission system is unchanged except for a reduction of 34 meters in the length of the transmission line and an appropriate increase in the transmitter power output to maintain an equivalent Class B facility. Since the original application and this amendment both propose equivalent Class B facilities from the same geographic location, the area within the predicted 1mV/m service contour and the number of persons residing therein are virtually unchanged. Therefore, this amendment does not represent a major change as defined in 47 CFR Section 73.3573.

The amended proposal will result in an increase in the calculated power density of radio frequency energy two meters above ground level due to operation of the completed facility from 5 $\rm uV/cm^2$ to 18 $\rm uV/cm^2$, a level 1.8% of the limit set forth in OST Bulletin Number 65 dated October 1985. The applicant will in another amendment to its application within 30 days more fully address the subject of exposure of workers to RF radiation as directed by the Commission in its letter dated August 28, 1991.

Logos Broadcasting Corp Page 2

Communications Engineering Consultants

Certification

The undersigned hereby certifies that he is a graduate engineer, that he has been responsible for design of communications systems for more than 40 years, and that this Engineering Statement was prepared by him or under his immediate direction. Under penalty of perjury he declares that all statements of fact contained herein which are based on his personal knowledge are true and that other statements not known of personal knowledge are believed to be true.

Richard L. Kennedy

27 September 1991

Communications Engineering Consultants

LOGOS BROADCASTING CORP

SUMMARY OF ENGINEERING PARAMETERS

Proposed Operation on FM Channel 207 (89.3 MHz)

Antenna Site (existing KSBY-TV transmitter site):

35 - 21 - 37 North 120 - 39 - 17 West

Significant Elevations:

Elevation of site AMSL	745.2	m
Overall elevation of supporting structure	139. 9	m
Overall elevation AMSL	885. 1	m
Elevation of average terrain AMSL	332.8	m
Elevation of radiation center above site	53.3	m
Elevation of radiation center AMSL	798.5	m
Elevation of radiation center AAT	465.7	m

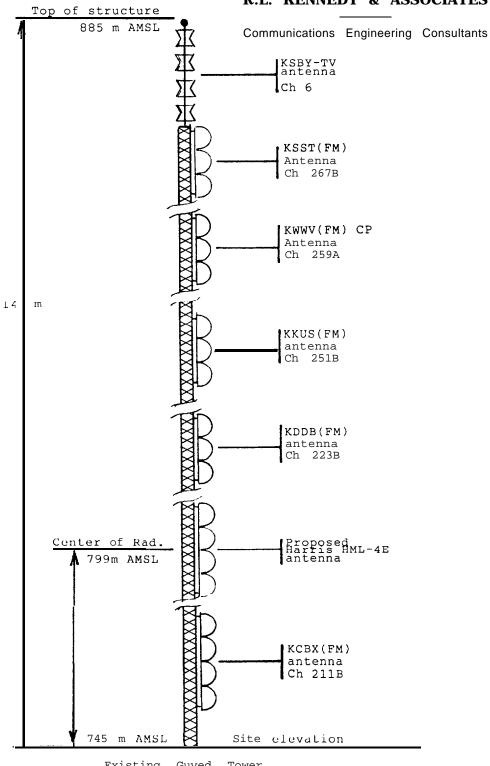
Derivation of ERP and TPO values:

Class contour distance for Class B facility	52	km
Antenna HAAT	466	m
ERP to achieve class contour distance	4.4	kW
Antenna gain (H & V)	2. 13	
Transmission line efficiency	.85	
TPO required for equivalent Class B facility	2. 43	kW

Major Equipment List

Harris Model FM-3.5K transmitter Andrew HJ5-50, 7/8" air dielectric Heliax (65 meters) Harris FML-4E antenna mounted on existing guyed tower

rev. 9/27/91



Existing Guyed Tower
North 35" 21' 37"
West 120° 39' 17"

Vertical Sketch
Logos Broadcasting Corporation
Amendment To Application For CP
File #BPED-910219MJ
FM Channel 207B
San Luis Obispo, CA

 $\begin{array}{lll} \text{FCC Form 340} \\ \text{Sec. V-B, 8} \end{array}$

Exhibit E-l September 1991



James Brodsky Director of Technical Operations

September 26, 1991

Logos Broadcasting Corp 480 Los Osos Valley Road Los Osos, CA 93408

mar Dan Lemburg:

As a followup to my letter of September 9th which informed you that we have already leased space at the 280 foot level on our tower, this is to agree that KSBY will negotiate with you for space at the 175 foot level on our tower should you be the successful applicant for a construction permit for the new FM station in question.

The structural engineer who most recently analyzed our tower indicated that it is fully loaded at this time. In order for your antenna to be added to our tower, any necessary analysis and reinforcement of the tower will need to be done at your expense, liability, and to our mutual satisfaction.

Based **on these** assumptions, we **do not** object to your continuing with the filing you have undertaken.

Sincerely,

AMRES SLOBSKY